

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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KINGSLEY ALPHONSO BURNETT,

Plaintiff,

- against -

U.S.C.I.S.

Defendant.
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07 Civ. 7385 (RMB) (GWG)

ORDER OF DISCONTINUANCE

Based upon the parties having reached a settlement agreement before United States Magistrate Judge Gabriel W. Gorenstein, it is hereby

ORDERED, that the above-entitled action be, and the same hereby is, discontinued; provided, however, that the Plaintiff or Defendant may apply, on or before October 3, 2008 (noon), by letter showing good cause why this action should be restored to the calendar of the undersigned.

SO ORDERED.

Dated: New York, New York
September 3, 2008



Richard M. Berman, U.S.D.J.